

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

AFFILIATED FOODS MIDWEST  
COOPERATIVE, INC., a Nebraska  
corporation; and ASSOCIATED  
WHOLESALE GROCERS, INC.,

Plaintiffs,

vs.

SUPERVALU INC., a Delaware corporation;

Defendant.

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BOROWIAK IGA FOODLINER, INC.,

Plaintiff,

vs.

AFFILIATED FOODS MIDWEST  
COOPERATIVE, INC., and ASSOCIATED  
WHOLESALE GROCERS, INC.,

Defendants,  
Counterclaimants, and  
Third-Party Defendants,

vs.

TREVOR BOROWIAK,

Third-Party Defendant.

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**8:16CV465  
MEMBER CASE**

**ORDER**

**8:16CV466  
LEAD CASE**

**ORDER**

The parties have jointly agreed to extensions of briefing deadlines for the pending motions in these consolidated cases. In accordance with the parties' agreement,

**IT IS ORDERED:**

1. As to Supervalu's Motion in Limine to Exclude the Expert Testimony of Robert Graybill (Filing No. 240 in the Lead Case; Filing No. 253 in the Member Case):
  - a. AFM/AWG's brief opposing the motion is due **January 4, 2019**.
  - b. Supervalu may file a reply brief on or before **January 11, 2019**.

2. As to Supervalu's Motion for Summary Judgment (Filing No. 237 in the Lead Case; Filing No. 250 in the Member Case):
  - a. AFM/AWG's brief opposing the motion is due **January 11, 2019**.
  - b. Supervalu may file a reply brief on or before **January 18, 2019**.
3. As to AWF/AWG's Motion for Summary Judgment (Filing No. 245 in the Lead Case), AFM/AWG may file a reply brief on or before **January 18, 2019**.
4. As to AFM/AWG's Statement of Objections to the Magistrate Judge's November 27, 2018, Order (Filing No. 259 in the Lead Case; Filing No. 258 in the Member Case), Borowiak IGA may file an opposing brief on or before **January 11, 2019**.

Dated this 18<sup>th</sup> day of December, 2018.

BY THE COURT:

s/ Michael D. Nelson  
United States Magistrate Judge